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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Richard N. ELLSON et al.

Serial No.: 10/040,925

Group Art Unit: 1641

Filing Date: December 28, 2001

Examiner: Unassigned

Title: DEVICE AND METHOD FOR TRACKING CONDITIONS IN AN ASSAY

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT AND  
CERTIFICATION UNDER 37 CFR § 1.97(e)**

Commissioner for Patents  
Washington, DC 20231

Sir:

This is a Supplemental Information Disclosure Statement submitted for the Examiner's consideration. Applicants respectfully request that the Examiner review and make of record the references identified below.

The references listed below are being submitted to the Office promptly after they have become known to applicants and are being submitted prior to the final determination on patentability by the Office.

The references listed below were cited in an International (PCT) Search Report dated January 3, 2003, for the PCT application corresponding to the above-identified U.S. patent application. A copy of the Search Report, including an indication of the purported relevance of the cited references, is enclosed. Copies of the references are also submitted herewith.

A PTO-1449 form listing the references accompanies this paper. Applicants would appreciate the Examiner's initialing and returning the form to indicate that the references have been reviewed and made of record. The references are as follows:

FOREIGN PATENT DOCUMENTS		
Document No.	Publication Date	Country
EP 0955085 A2	11/10/99	Europe
DE 19938839 A1	8/10/00	Germany
DE 20111022 U1	11/8/01	Germany
JP 2000342264 (abstract only)	12/12/00	Japan

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FOREIGN PATENT DOCUMENTS		
Document No.	Publication Date	Country
WO 99/35499	7/15/99	PCT
WO 00/05582	2/3/00	PCT
WO 01/71043	9/27/01	PCT
WO 02/45845	6/13/02	PCT
WO 02/051537	7/4/02	PCT

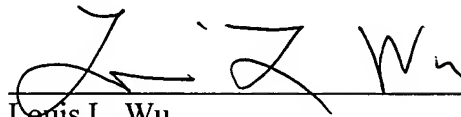
This Supplemental Information Disclosure Statement is not intended as a representation that additional information material to the examination of this application does not exist or that any of the above references constitutes prior art to the present application within the meaning of 35 USC § 102.

As this Supplemental Information Disclosure Statement is being filed within three months of the date of the International Search Report (i.e, January 3, 2003), no fee is required at this time. If, for any reason, a fee is found to be necessary, our Deposit Account No. 18-0580 may be charged therefor.

The undersigned hereby certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement (37 CFR § 1.97(e)(1)).

Respectfully submitted,

By:



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Subfigure for form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary)			<b>Complete if Known</b>	
Application Number			10/040,925	
Filing Date			December 28, 2001	
First Named Inventor			Richard N. ELLSON et al.	
Art Unit			1641	
Examiner Name			Unassigned	
Attorney Docket Number			7610-0040.20	
Sheet 1 of 1	1	of	1	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.	Foreign Patent Document No.	Publication Date	Country	Class	Subclass T
	BD	EP 0955085 A2	11/10/99	Europe		
	BE	DE 19938839 A1	8/10/00	Germany		
	BF	DE 20111022 U1	11/8/01	Germany		
	BG	JP 2000342264 (abstract only)	12/12/00	Japan		
	BH	WO 99/35499	7/15/99	PCT		
	BI	WO 00/05582	2/3/00	PCT		
	BJ	WO 01/71043	9/27/01	PCT		
	BK	WO 02/45845	6/13/02	PCT		
	BL	WO 02/051537	7/4/02	PCT		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.